

AN ordinance by Councilmembers Howard Shook, Clair Miller
+ Casey Mitchell
A SUBSTITUTE ORDINANCE BY
FINANCE/EXECUTIVE COMMITTEE

06-O-1335

AN ORDINANCE TO AMEND SECTION 146-26 (b), (c), (d), (e) AND (f) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA SO AS TO CHANGE THE AD VALOREM TAX RATE OF REAL AND PERSONAL PROPERTY FOR THE GENERAL LEVY, DEBT LEVY, CITY PARKS LEVY, SCHOOL OPERATING LEVY, SCHOOL DEBT LEVY AND THE SPECIAL TAX DISTRICT LEVY; TO PROVIDE THAT THE TAX RATES ESTABLISHED HEREIN SHALL REMAIN FIXED EACH YEAR UNTIL AMENDED OR REPEALED; TO REPEAL CONFLICTING LAWS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta is charged with the duty of operating and maintaining City government and is charged by Law with the responsibility of annually recommending to the Mayor and Council of the City of Atlanta the rate of the tax levy to be made; and

WHEREAS, the Atlanta Board of Education is charged with the duty of operating and maintaining an independent school system and is charged by Law with the responsibility of annually recommending to the Mayor and Council of the City of Atlanta the rate of the tax levy to be made; and

WHEREAS, ordinance 05-O-0991 adopted by Council on June 20 2005 and approved by the Mayor on June 23, 2005 levying the City's 2005 millage rates on real and personal property contained a General Levy of 7.64 mill, a Debt Levy of 1.43 mill, a School Operating Levy of 20.42 mill, a School Debt Levy of .104 mill, a Park Levy of .50 mill, and a Special Tax District Levy of 1.10 mill; and

WHEREAS, Section 146-26 (a) provides that the taxes set forth in this article are levied and assessed such levies and assessments are to continue each year until amended or repealed.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That Sections 146-26 (b), (c), (d), (e), and (f) of the Code of Ordinances of the City of Atlanta, as amended, be and the same is further amended by striking said subsections which read as follows:

- (b) "General Levy. An ad valorem tax at the rate of twelve dollars and forty-six cents (\$12.46) which is net of a City Council approved rollback of forty-five cents (\$.45) less an amount equal to four dollars and sixty-six cents (\$4.66) for the rollback of 2004 sales tax revenue less sixteen cents (\$.16) for millage equivalent rate rollback, to yield a net ad valorem tax at the rate of seven dollars and sixty-four cents (\$7.64) on every \$1,000 or any part thereof of the value of all real and personal property which

under the Laws of this State is subject to taxation within the corporate limits of the City for this purpose, is hereby levied.”

- (c) “Bonded Indebtedness. An ad valorem tax at the rate of one dollar and forty-five cents (\$1.45) less two cents (\$.02) for millage equivalent rate rollback to yield a net ad valorem tax at the rate of one dollar and forty-three cents (\$1.43) on every \$1,000 or any part thereof of the value of all real and personal property, which, under the Laws of this State is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the payment of principal and interest on bonded indebtedness for the City of Atlanta, is hereby levied. An ad valorem tax at the rate of one hundred four thousandth (\$.104) on every \$1,000 or part thereof of the value of all real and personal property, which, under the Laws of this State is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the payment of principal and interest on bonded indebtedness for the Atlanta Board of Education, is hereby levied.”
- (d) “Parks. An ad valorem tax at the rate of fifty cents (\$.50) on every \$1,000 or any part thereof of the value of all real and personal property which under the Laws of this State, is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the improvement of the public parks of the city, is hereby levied.”
- (e) “Education Levy. An ad valorem tax at the rate of twenty dollars and eighty-seven cents (\$20.87) less forty five cents (\$.45) for millage equivalent rate rollback to yield a net ad valorem tax at the rate of twenty dollars and forty-two cents (\$20.42) on every \$1,000 or any part thereof of the value of all real and personal property which under the Laws of this State is subject to taxation within the corporate limits of the City for this purpose, is hereby levied.”
- (f) “Special Tax District. An ad valorem tax at the rate of one dollar and ten cents (\$1.10) on every \$1,000 or any part thereof of all real and personal property within that portion of the City of Atlanta lying in Dekalb County, which under the laws of this State is subject to taxation within the corporate limits of the City of Atlanta for the purpose of raising revenue to provide for library services to residents of the City of Atlanta in Dekalb County, is hereby levied.”

Section 2: That the Tax Commissioner of Fulton and Dekalb County, by copy of this ordinance, be and is hereby requested to specifically list all components of both the Bonded Indebtedness Levy of the City of Atlanta and Atlanta Board of Education and the General Levy of the City of Atlanta, as set forth 146-26 (a), (b), (c), (d) (e) and (f) herein, on tax bills to be rendered to citizens of Atlanta.

And inserting in lieu of thereof a new subsection (b), (c), (d), (e) and (f) to read as follows:

- (b) "General Levy. An ad valorem tax at the rate of twelve dollars and forty-three cents (\$12.43) less an amount equal to four dollars and seventy-nine cents (\$4.79) for the rollback of 2006 anticipated sales tax revenue less eleven cents (\$.11) for millage equivalent rate rollback, to yield a net ad valorem tax at the rate of seven dollars and fifty-three cents (\$7.53) on every \$1,000 or any part thereof of the value of all real and personal property which under the Laws of this State is subject to taxation within the corporate limits of the City for this purpose, is hereby levied."
- (c) "Bonded Indebtedness. An ad valorem tax at the rate of one dollar and forty-three cents (\$1.43) less two cents (\$.02) for millage equivalent rate rollback to yield a net ad valorem tax at the rate of one dollar and forty-one cents (\$1.41) on every \$1,000 or any part thereof of the value of all real and personal property, which, under the Laws of this State is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the payment of principal and interest on bonded indebtedness for the City of Atlanta, is hereby levied. An ad valorem tax at the rate of fifty-four thousandth (\$.054) on every \$1,000 or part thereof of the value of all real and personal property, which, under the Laws of this State is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the payment of principal and interest on bonded indebtedness for the Atlanta Board of Education, is hereby levied."
- (f) "Parks. An ad valorem tax at the rate of fifty cents (\$.50) on every \$1,000 or any part thereof of the value of all real and personal property which under the Laws of this State, is subject to taxation within the corporate limits of the City for the purpose of raising revenue for the improvement of the public parks of the city, is hereby levied."
- (g) "Education Levy. An ad valorem tax at the rate of twenty-two dollars and six hundred forty-nine thousandth (\$22.649) on every \$1,000 or any part thereof of the value of all real and personal property which under the Laws of this State is subject to taxation within the corporate limits of the City for this purpose, is hereby levied."
- (f) "Special Tax District. An ad valorem tax at the rate of nine hundred ninety-one thousandth (\$0.991) on every \$1,000 or any part thereof of all real and personal property within that portion of the City of Atlanta lying in Dekalb County, which under the laws of this State is subject to taxation within the corporate limits of the City of Atlanta for the purpose of raising revenue to provide for library services to residents of the City of Atlanta in Dekalb County, is hereby levied."

Section 2: That the Tax Commissioner of Fulton and Dekalb County, by copy of this ordinance, be and is hereby requested to specifically list all components of both the Bonded Indebtedness Levy of the City of Atlanta and Atlanta Board of Education and the General Levy of the City of Atlanta, as set forth 146-26 (a), (b), (c), (d) (e) and (f) herein, on tax bills to be rendered to citizens of Atlanta.

Section 3: That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.